

#4
C. Burt
02 Jan 02PATENT
Attorney Docket No.: VOSS1160

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rosenmund, et al. Art Unit: Unassigned
 Application No.: 09/807,499 Examiner: Unassigned
 IA Filing Date: October 11, 1999
 Title: NON-DESENSITIZING AMPA-RECEPTORS

BOX PCT

Commissioner for Patents
 Washington, D.C. 20231
 Attention: Charitta Burt

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**UNDER 35 U.S.C. §371**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. §371 mailed June 21, 2001, enclosed are:

1. A copy of the Notification of Missing Requirements Under 35 U.S.C. §371 (1 page);
2. An executed Combined Declaration & Power of Attorney for Patent Application (3 pages);
3. Power of Attorney by Assignee (6 pages);
4. Petition for an Extension of Time (2 pages);
5. Check in the amount of \$525.00; and
6. Return Receipt Postcard.

12/17/2001 UEDUVIJE 00000241 09807499

01 FC:254

65.00 0P

Enclosed is a check in the total amount of \$525.00; which consists of \$65.00 for the surcharge fee for missing requirements of the application, and \$460.00 for the extension fee.

EXPRESS MAIL number: EV 047 298 295US Date of Deposit November 5, 2001

I hereby certify that this paper is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to BOX PCT, Commissioner of Patents and Trademarks, Washington, DC 20231.

Mikhail Bayley

Rec'd PCT/PTO 05 NOV 2001
09/187499

#3
02 Jan 02
C. Burt

In re Application of:

Rosenmund, et al.

PATENT

Attorney Docket No.: VOSS1160

Application No.: 09/807,499

IA Filing Date: October 11, 1999

Page 2

The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355.

Respectfully submitted,

Date: 11/5/01



Lisa A. Haile, J.D., Ph.D.

Registration No.: 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133
USPTO Customer Number 28213

Gray Cary\GT\6264004.1
105032-3

Gray Cary\GT\6264004.1
105032-3

U.S. APPLICATION NO.		FIRST NAMED APPLICANT	TTY. DOCKET NO.
----------------------	--	-----------------------	-----------------

09/807499

ROSENMUND

C VOSS1160

INTERNATIONAL APPLICATION NO.

LISA A HAILE
4365 EXECUTIVE DRIVE SUITE 1600
SAN DIEGO, CA 92121 2189

PCT/EP99/07604

RECEIVED

I.A. FILING DATE

PRIORITY DATE

JUN 25 2001

11 OCT 99

13 OCT 98

21 JUN 2001

GRAYCARY/GT.PATENT

DATE MAILED:

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494) an Elected Office (37 CFR 1.495):

<input checked="" type="checkbox"/> U.S. Basic National Fee.	<input checked="" type="checkbox"/> Indication of Small Entity Status.
<input checked="" type="checkbox"/> Copy of the international application.	<input type="checkbox"/> Translation of the international application into English.
<input type="checkbox"/> Oath or Declaration of inventor(s).	<input type="checkbox"/> Translation of Article 19 amendments into English.
<input type="checkbox"/> Copy of Article 19 amendments.	<input type="checkbox"/> Other:
<input checked="" type="checkbox"/> Priority Document.	
<input checked="" type="checkbox"/> The International Preliminary Examination Report in English and its Annexes, if any.	
<input type="checkbox"/> Translation of Annexes to the International Preliminary Examination Report into English.	

2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

U.S. Basic National Fee. Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes MUST be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917
 PTO-875

Notice of Defective Translation
 PCT/DO/EO/920

Charitta A. Burn, Patent Agent

Telephone: 703-309-3734